



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

Division of Drinking Water

November 30, 2018

St. Nicholas Ranch & Retreat
Water System No. 1000377

Mr. Michael Pappas
P.O. Box 400
Dunlap, CA 93621

CITATION NO. 03-23-18C-100 TOTAL COLIFORM MONITORING AND REPORTING VIOLATIONS FOR JULY, AUGUST, SEPTEMBER, AND OCTOBER OF 2018

Enclosed is Citation No. 03-23-18C-100 (hereinafter "Citation"), issued to the St. Nicholas Ranch & Retreat (hereinafter "System") public water system. Please note that there are legally enforceable deadlines associated with this Citation.

The System will be billed at the State Water Resources Control Board's (hereinafter "State Water Board"), hourly rate for the time spent on issuing this Citation. California Health and Safety Code, (hereinafter "CHSC"), Section 116577, provides that a public water system must reimburse the State Water Board for actual costs incurred by the State Water Board for specified enforcement actions, including but not limited to, preparing, issuing and monitoring compliance with a citation. At this time, the State Water Board has spent approximately one hour on enforcement activities associated with this violation.

The System will receive a bill sent from the State Water Board in August of the next fiscal year. This bill will contain fees for any enforcement time spent on the System for the current fiscal year.

Any person who is aggrieved by a citation, order or decision issued by the Deputy Director of the Division of Drinking Water under Article 8 (commencing with CHSC, Section 116625) or Article 9 (commencing with CHSC, Section 116650), of the Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4), may file a petition with the State Water Board for reconsideration of the citation, order or decision. Appendix 1 to the enclosed Citation contains the relevant statutory provisions for filing a petition for reconsideration (CHSC, Section 116701).

Petitions must be received by the State Water Board within 30 days of the issuance of the citation, order or decision by the Deputy Director. The date of issuance is the date when the Division of Drinking Water mails a copy of the citation, order or decision. If the 30th day falls on a Saturday, Sunday, or state holiday, the petition is due the following business day by 5:00 p.m.

FELICIA MARCUS, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

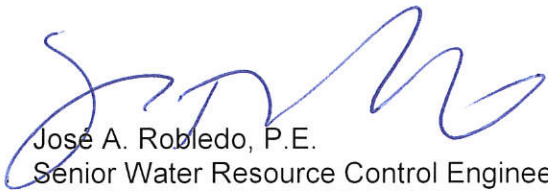
265 West Bullard Avenue, Suite 101, Fresno, CA 93704 | www.waterboards.ca.gov

Information regarding filing petitions may be found at:

http://www.waterboards.ca.gov/drinking_water/programs/petitions/index.shtml

If you have any questions regarding this matter, please contact Cristina Knudsen of my staff at 559-447-3300.

Sincerely,

A handwritten signature in blue ink, appearing to read 'J. Robledo', is written over the printed name.

José A. Robledo, P.E.
Senior Water Resource Control Engineer Fresno District
SOUTHERN CALIFORNIA BRANCH
DRINKING WATER FIELD OPERATIONS

Enclosures

Certified Mail No. 7016 3010 0000 0446 2109

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

Name of Public Water System: St. Nicholas Ranch & Retreat

Water System No: 1000377

Attention: Mr. Michael Pappas
P.O. Box 400
Dunlap, CA 93621

Issued: November 30, 2018

CITATION FOR NONCOMPLIANCE WITH
CALIFORNIA HEALTH AND SAFETY CODE, SECTION 116555(a)(1) AND
CALIFORNIA CODE OF REGULATIONS, TITLE 22
SECTIONS 64423 AND 64423.1(c)

TOTAL COLIFORM MONITORING AND REPORTING VIOLATION
JULY, AUGUST, SEPTEMBER, AND OCTOBER 2018

The California Health and Safety Code (hereinafter "CHSC"), Section 116650 authorizes the State Water Resources Control Board (hereinafter "State Water Board"), to issue a citation to a public water system when the State Water Board determines that the public water system has violated or is violating the California Safe Drinking Water Act (hereinafter "California SDWA"), (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270), or any regulation, standard, permit, or order issued or adopted thereunder.

1 The State Water Board, acting by and through its Division of Drinking Water
2 (hereinafter "Division"), and the Deputy Director for the Division, hereby
3 issues Citation No. 03-23-18C-100 (hereinafter "Citation"), pursuant to
4 Section 116650 of the CHSC to St. Nicholas Ranch & Retreat (hereinafter
5 "System"), for violation of CHSC, Section 116555(a)(1) and California Code
6 of Regulations (hereinafter "CCR"), Title 22, Sections 64423 and 64423.1(c).

7
8 A copy of the applicable statutes and regulations are included in Appendix 1,
9 which is attached hereto and incorporated by reference.

10 11 **STATEMENT OF FACTS**

12 The System is classified as a community public water system with a
13 population of 25 persons, serving 2 connections. The System operates under
14 Domestic Water Supply Permit Amendment No. 03-23-12P-026, issued by
15 the State Water Board on August 13, 2012.

16
17 CHSC, Section 116555(a)(1) requires all public water systems to comply with
18 primary drinking water standards as defined in CHSC, Section 116275(c).
19 Primary drinking water standards include maximum levels of contaminants
20 and the monitoring and reporting requirements as specified in regulations
21 adopted by the State Water Board that pertain to maximum contaminant
22 levels.

23
24 CCR, Title 22, Section 64421(a)(2), states that each water supplier shall
25 collect routine, repeat and replacement samples as required in Sections
26 64423, 64424 and 64425. Section 64423 states that a water supplier shall
27 collect routine bacteriological water samples based on the known population
28 served or the total number of service connections, whichever results in the

1 greater number of samples, as shown in Table 64423-A attached hereto in
2 Appendix 1.

3
4 CCR, Title 22, Section 64423.1(c), states that analytical results of all required
5 samples collected for a system in a calendar month shall be reported to the
6 State Water Board not later than the tenth day of the following month.

7
8 As of the date of this Citation, the State Water Board has received no results
9 for routine bacteriological samples taken during the months of July, August,
10 September, and October of 2018.

11 12 DETERMINATION

13 In accordance with CCR, Title 22, Sections 64423 and 64423.1(c), the System
14 was required to collect and report one bacteriological sample each month.
15 Therefore, the State Water Board has determined that the System has failed
16 to comply with drinking water standards pursuant to CHSC, Section
17 116555(a)(1) and CCR, Title 22, Sections 64423 and 64423.1(c) during the
18 months of July, August, September, and October of 2018.

19 20 DIRECTIVES

21 The System is hereby directed to take the following actions:

- 22
23 1. The System shall collect and report the bacteriological samples in
24 accordance with CCR, Title 22, Sections 64423 and 64423.1(c) in all
25 future compliance periods.

26
27 On or before **December 15, 2018**, notify all persons served by the
28 System of the violation of CCR, Title 22, Sections 64423 and

64423.1(c), in conformance with Sections 64463.4(b) and (c) and 64465. Copies of Sections 64463.4 and 64465 are included in Appendix 1. Appendix 2 Notification Template shall be used to fulfill this directive, unless otherwise approved by the State Water Board. The notification shall be completed in accordance with the following:

- By mail or direct delivery of the Public Notification to each customer served by the water system and;
- By one of the following secondary methods to reach persons not likely to be reached by mail or direct delivery;
 - By publication in a local newspaper, by delivery to community organizations or by posting in conspicuous public places served by the water system or on the internet. If the water system opts to issue the notice via internet website, the public notice shall remain posted for a minimum of seven (7) consecutive days.

2. Complete Appendix 3: Compliance Certification Form. Submit it together with a copy of the public notification required by Directive 2 to the State Water Board on or before **December 31, 2018**.

3. All submittals required by this Citation shall be electronically submitted to the State Water Board at the following address:

dwpdist23@waterboards.ca.gov

The subject line for all electronic submittals corresponding to this Citation shall include the following information: Water System name and number, citation number and title of the document being submitted.

1 The State Water Board reserves the right to make such modifications to this
2 Citation as it may deem necessary to protect public health and safety. Such
3 modifications may be issued as amendments to this Citation and shall be
4 effective upon issuance.

5
6 Nothing in this Citation relieves the System of its obligation to meet the
7 requirements of the California SDWA (CHSC, Division 104, Part 12, Chapter
8 4, commencing with Section 116270), or any regulation, standard, permit or
9 order issued or adopted thereunder.

10 11 **PARTIES BOUND**

12 This Citation shall apply to and be binding upon the System, its owners,
13 shareholders, officers, directors, agents, employees, contractors, successors,
14 and assignees.

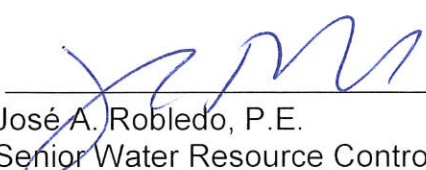
15 **SEVERABILITY**

16 The directives of this Citation are severable, and the System shall comply with
17 each and every provision thereof notwithstanding the effectiveness of any
18 provision.

19 **FURTHER ENFORCEMENT ACTION**

20 The California SDWA authorizes the State Water Board to: issue a citation or
21 order with assessment of administrative penalties to a public water system for
22 violation or continued violation of the requirements of the California SDWA or
23 any regulation, permit, standard, citation, or order issued or adopted
24 thereunder including, but not limited to, failure to correct a violation identified
25 in a citation or compliance order. The California SDWA also authorizes the
26 State Water Board to take action to suspend or revoke a permit that has been
27 issued to a public water system if the public water system has violated
28 applicable law or regulations or has failed to comply with an order of the State

1 Water Board, and to petition the superior court to take various enforcement
2 measures against a public water system that has failed to comply with an
3 order of the State Water Board. The State Water Board does not waive any
4 further enforcement action by issuance of this Citation.

5
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7 
8 José A. Robledo, P.E.
9 Senior Water Resource Control Engineer
10 Fresno District
11 SOUTHERN CALIFORNIA BRANCH
12 DRINKING WATER FIELD OPERATIONS

11/30/18
Date



13
14 Appendices [3]

- 15
16 1. Applicable Statutes and Regulations
17 2. Notification Template
18 3. Compliance Certification Form
19

20 Certified Mail No. 7016 3010 0000 0446 2109